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February 11, 2013

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: Petition for Waiver, *Nunc pro Tunc*, of North Central Telephone Cooperative, Inc. of the Revision to Section 36.605 of the Commission's Rules that Eliminated Eligibility of Local Exchange Carriers To Receive Safety Net Additive Support, WC Docket Nos. 10-90 et al.

Dear Ms. Dortch:

In accordance with the Commission's Public Notice of January 10, 2013, DA 13-20, the Kentucky Public Service Commission ("KYPSC") submits these comments in support of the petition of North Central Telephone Cooperative Inc. ("NCTC") for waiver of Section 36.605 of the Commission's Rules.

The KYPSC has long recognized that the deployment of high speed broadband throughout the state promotes the KYPSC's goals of Universal Service. Consistent with this policy and with national policies expressed in the American Recovery and Reinvestment Act and the FCC's National Broadband Plan, NCTC has invested approximately \$10 million in the deployment of fiber and broadband technologies in Allen County since 2009. NCTC had reasonably determined that the interstate revenues available under the FCC rules then in place would be sufficient, when combined with intrastate revenues, to support the investment providing high speed broadband services.

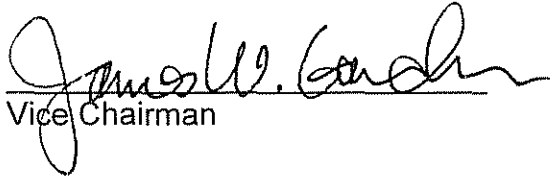
Unfortunately, the FCC's *Transformation Order* eliminated the Safety Net Additive support for which NCTC had qualified prior to any notice proposing this action. NCTC's qualification was a result of actual increase in investment, not line loss. As a result, unless its waiver is granted promptly, NCTC will be forced to defer further improvements

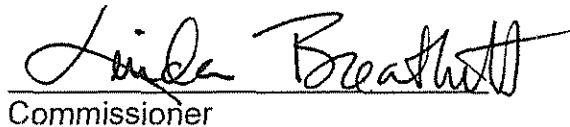
that it had planned for Allen County. The result would harm the economic, health, safety and social interests of the subscribers as well as be inconsistent with the professed goals of the Commission. The KYPSC therefore urges the FCC to act promptly and positively on the NCTC petition.

Respectfully submitted,

Kentucky Public Service Commission

  
Chairman

  
Vice Chairman

  
Commissioner